

COMMONWEALTH OF VIRGINIA  
STATE CORPORATION COMMISSION  
AT RICHMOND, OCTOBER 25, 2021

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APPLICATION OF

VIRGINIA ELECTRIC AND POWER COMPANY

CASE NO. PUR-2021-00239

For revision of rate adjustment clause: Rider BW,  
Brunswick County Power Station, for the Rate Years  
commencing September 1, 2022, and September 1, 2023

ORDER FOR NOTICE AND HEARING

On October 5, 2021, pursuant to § 56-585.1 A 6 of the Code of Virginia ("Code") and the State Corporation Commission's ("Commission") Final Order in Case No. PUR-2020-00230,<sup>1</sup> Virginia Electric and Power Company ("Dominion" or "Company") filed with the Commission its biennial update with respect to the Company's rate adjustment clause Rider BW ("Application"). Through its Application, the Company seeks to recover costs associated with the Brunswick County Power Station, a 1,358 megawatt (nominal) natural gas-fired combined-cycle electric generating facility, as well as the related transmission interconnection facilities, in Brunswick County, Virginia ("Project").<sup>2</sup>

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<sup>1</sup> *Application of Virginia Electric and Power Company, For revision of rate adjustment clause: Rider BW, Brunswick County Power Station, for the Rate Year commencing September 1, 2021, Case No. PUR-2020-00230, Doc. Con. Cen. No. 210710002, Final Order (July 1, 2021).*

<sup>2</sup> Application at 1.

The Company states that in Case No. PUE-2012-00128,<sup>3</sup> the Commission approved construction of the Project.<sup>4</sup> Dominion further states that in conjunction therewith, the Commission also approved a rate adjustment clause, designated Rider BW, which allowed Dominion to recover costs associated with the development of the Project.<sup>5</sup> The Company represents that it has annually updated its Rider BW rate adjustment clause.<sup>6</sup> Dominion states that in an effort to reduce the administrative burden of annual rider filings, the Company proposes a biennial filing approach for Rider BW, which includes two consecutive rate year revenue requirements.<sup>7</sup>

In this proceeding, Dominion has asked the Commission to approve Rider BW for a rate year beginning September 1, 2022, and ending August 31, 2023 ("2022 Rate Year"), and a rate year beginning September 1, 2023, and ending August 31, 2024 ("2023 Rate Year").<sup>8</sup> The Company states that the two key components of the proposed 2022 Rate Year revenue requirement are the Projected Cost Recovery Factor and the Actual Cost True-Up Factor.<sup>9</sup>

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<sup>3</sup> *Application of Virginia Electric and Power Company, For approval and certification of the proposed Brunswick County Power Station and related transmission facilities pursuant to §§ 56-580 D, 56-265.2, and 56-46.1 of the Code of Virginia, and for approval of a rate adjustment clause, designated Rider BW, pursuant to § 56-585.1 A 6 of the Code of Virginia*, Case No. PUE-2012-00128, 2013 S.C.C. Ann. Rept. 302, Final Order (Aug. 2, 2013).

<sup>4</sup> Application at 2-3.

<sup>5</sup> *Id.* at 3.

<sup>6</sup> See Case Nos. PUE-2013-00122; PUE-2014-00103; PUE-2015-00102; PUE-2016-00112; PUR-2017-00128; PUR-2018-00166, PUR-2019-00160, and PUR-2020-00230.

<sup>7</sup> Application at 4.

<sup>8</sup> *Id.*

<sup>9</sup> *Id.* at 7; Direct Testimony of Justin A. Wooldridge ("Wooldridge Direct") at 5.

Dominion further states that the 2023 Rate Year revenue requirement comprises only the Projected Cost Recovery Factor.<sup>10</sup>

For the 2022 Rate Year, the Company requests a Projected Cost Recovery Factor revenue requirement of \$130,992,000 and an Actual Cost True-Up Factor revenue requirement of \$13,666,000.<sup>11</sup> For the 2023 Rate Year, Dominion requests a Projected Cost Recovery Factor revenue requirement of \$120,394,000.<sup>12</sup> The Company therefore requests a total revenue requirement of \$144,658,000 for the 2022 Rate Year and a total revenue requirement of \$120,394,000 for the 2023 Rate Year.<sup>13</sup> Dominion requests a rate effective date for usage on and after the latter of September 1, 2022, for the 2022 Rate Year, or the first day of the month that is at least 15 days following the date of any Commission order approving Rider BW.<sup>14</sup> Dominion further requests a rate effective date for usage on and after September 1, 2023, for the 2023 Rate Year.<sup>15</sup>

For purposes of calculating the revenue requirements in this case, Dominion utilized an enhanced rate of return on common equity ("ROE") of 10.2%.<sup>16</sup> This includes a general ROE of 9.2%, which the Commission approved in Case No. PUR-2019-00050,<sup>17</sup> plus a 100 basis points

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<sup>10</sup> Application at 7; Wooldridge Direct at 5.

<sup>11</sup> Application at 7; Wooldridge Direct at 11.

<sup>12</sup> Application at 7; Wooldridge Direct at 11.

<sup>13</sup> Application at 7-8; Wooldridge Direct at 11.

<sup>14</sup> Application at 8-9; Direct Testimony of Estafña M. Davis ("Davis Direct") at 1.

<sup>15</sup> Application at 9; Davis Direct at 1-2.

<sup>16</sup> Application at 6; Wooldridge Direct at 4.

<sup>17</sup> See *Application of Virginia Electric and Power Company, For the determination of the fair rate of return on common equity pursuant to § 56-585.1:1 C of the Code of Virginia*, Case No. PUR-2019-00050, 2019 S.C.C. Ann. Rept. 400, Final Order (Nov. 21, 2019).

enhanced return, as provided for in Code § 56-585.1 A 6, for a combined-cycle electric generation facility.<sup>18</sup>

If the proposed Rider BW for the 2022 Rate Year and 2023 Rate Year is approved, the impact on customer bills would depend on the customer's rate schedule and usage. According to Dominion, implementation of its proposed Rider BW on September 1, 2022, for the 2022 Rate Year, would increase the monthly bill of a residential customer using 1,000 kilowatt hours per month by approximately \$0.70.<sup>19</sup> Additionally, the Company represents that implementation of its proposed Rider BW on September 1, 2023, for the 2023 Rate Year, would decrease the monthly bill of a residential customer using 1,000 kilowatt hours per month by approximately \$0.45, compared to the 2022 Rate Year.<sup>20</sup>

Dominion requests a waiver, in part, of Rules 20 VAC 5-204-60 ("Rule 60") and 20 VAC 5-204-90 ("Rule 90") of the Commission's Rules Governing Utility Rate Applications and Annual Informational Filings of Investor-Owned Electric Utilities, 20 VAC 5-204-5 *et seq.* ("Rate Case Rules"), with respect to Schedule 46. Rule 60 states that an application for a rate adjustment clause filed pursuant to Chapter 23 of Title 56 of the Code shall include Schedule 46. The filing requirements for Schedule 46 are enumerated in Rule 90. Specifically, Dominion seeks waiver of the Schedule 46(c)(1)(iii) requirement to provide "[k]ey documents supporting the projected and actual costs recovered through the rate adjustment clause, such as: economic analyses, support used by senior management for major cost decisions as determined by the applicant, contracts, studies, investigations, results from requests for proposals, cost-benefit

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<sup>18</sup> Application at 6; Wooldridge Direct at 4.

<sup>19</sup> Application at 8; Davis Direct at 9.

<sup>20</sup> Application at 8; Davis Direct at 9.

analyses, and other items supporting the costs that have not been provided in previous applications." According to Dominion, the supporting documentation responsive to this requirement is voluminous and often not easily reviewed in hard-copy format.<sup>21</sup> The Company seeks to make the documents available to case participants in electronic format only via its electronic discovery site.<sup>22</sup>

Finally, in conjunction with the filing of its Application, the Company filed the Motion of Virginia Electric and Power Company for Entry of a Protective Ruling ("Motion for Protective Ruling") and a proposed protective ruling that establishes procedures governing the use of confidential information in this proceeding.

NOW THE COMMISSION, upon consideration of this matter, is of the opinion and finds that this matter should be docketed; Dominion should provide public notice of its Application; hearings should be scheduled for the purpose of receiving testimony from public witnesses and evidence on the Application; interested persons should have an opportunity to file comments on the Application or to participate as respondents in this proceeding; and the Commission's Staff ("Staff") should be directed to investigate the Application and file testimony and exhibits containing its findings and recommendations thereon.

We further find that a Hearing Examiner should be assigned to conduct all further proceedings in this matter on behalf of the Commission, including ruling on the Company's Motion for Protective Ruling and filing a final report containing the Hearing Examiner's findings and recommendations.

<sup>21</sup> Application at 11.

22 *Id.*

For purposes of making the Application complete and commencing this proceeding, we find that Dominion's request to waive, in part, the requirements under Rule 60 and Rule 90 of the Rate Case Rules with respect to the filing of certain Schedule 46 materials should be granted.<sup>23</sup> We find, however, that the Company should be directed to file with the Clerk of the Commission one (1) hard copy and three (3) electronic copies on compact discs of the documentation required by the Rate Case Rules for Schedule 46(c)(1)(iii) within twenty-one (21) calendar days from the date of this Order.

The Commission takes judicial notice of the ongoing public health issues related to the spread of the coronavirus, or COVID-19. The Commission has taken certain actions, and may take additional actions going forward, that could impact the procedures in this proceeding.<sup>24</sup> Consistent with these actions, in regard to the terms of the procedural framework established below, the Commission will, among other things, direct the electronic filing of testimony and pleadings unless they contain confidential information, and require electronic service on parties to this proceeding.

We note that the proposed Rider BW, if approved, would result in an increase to customer bills for the 2022 Rate Year. We realize that the ongoing COVID-19 public health

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<sup>23</sup> We note that the Company committed to making these documents available via its electronic discovery site contemporaneously with its filing the Application, with immediate access for Staff. *See id.*

<sup>24</sup> *See, e.g., Commonwealth of Virginia, ex rel. State Corporation Commission, Ex Parte: Electronic Service of Commission Orders*, Case No. CLK-2020-00004, Doc. Con. Cen. No. 200330035, Order Concerning Electronic Service of Commission Orders (Mar. 19, 2020), *extended by* Doc. Con. Cen. No. 200520105, Order Regarding the State Corporation Commission's Revised Operating Procedures During COVID-19 Emergency (May 11, 2020); *Commonwealth of Virginia, ex rel., State Corporation Commission, Ex Parte: Revised Operating Procedures During COVID-19 Emergency*, Case No. CLK-2020-00005, Doc. Con. Cen. No. 200330042, Order Regarding the State Corporation Commission's Revised Operating Procedures During COVID-19 Emergency (Mar. 19, 2020) ("Revised Operating Procedures Order"), *extended by* Doc. Con. Cen. No. 200520105, Order Regarding the State Corporation Commission's Revised Operating Procedures During COVID-19 Emergency (May 11, 2020); *Commonwealth of Virginia, ex rel. State Corporation Commission, Ex Parte: Electronic service among parties during COVID-19 emergency*, Case No. CLK-2020-00007, Doc. Con. Cen. No. 200410009, Order Requiring Electronic Service (Apr. 1, 2020).

issues have caused devastating economic effects that impact utility customers. We have responded to this economic emergency by, among other actions, directing Virginia utilities to offer extended payment plans, without late fees for those who are current on such plans, to protect customers from service disconnection. We are sensitive to the effects of rate increases, especially in times such as these. The Commission, however, must and will follow the laws applicable to this case, as well as the findings of fact supported by evidence in the record.

Accordingly, IT IS ORDERED THAT:

(1) This matter is docketed and assigned Case No. PUR-2021-00239.

(2) All pleadings in this matter should be submitted electronically to the extent authorized by Rule 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice and Procedure ("Rules of Practice").<sup>25</sup> Confidential and Extraordinarily Sensitive Information shall not be submitted electronically and should comply with 5 VAC 5-20-170, *Confidential information*, of the Rules of Practice. Any person seeking to hand deliver and physically file or submit any pleading or other document shall contact the Clerk's Office Document Control Center at (804) 371-9838 to arrange the delivery.<sup>26</sup>

(3) Pursuant to 5 VAC 5-20-140, *Filing and service*, of the Commission's Rules of Practice, the Commission directs that service on parties and the Staff in this matter shall be accomplished by electronic means. Concerning Confidential or Extraordinarily Sensitive Information, parties and the Staff are instructed to work together to agree upon the manner in which documents containing such information shall be served upon one another, to the extent

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<sup>25</sup> 5 VAC 5-10-20 *et seq.*

<sup>26</sup> As noted in the Commission's Revised Operating Procedures Order, submissions to the Commission's Clerk's Office via U.S. mail or commercial mail equivalents may be subject to delayed processing due to COVID-19 public health issues.

practicable, in an electronically protected manner, even if such information is unable to be filed in the Office of the Clerk, so that no party or the Staff is impeded from preparing its case.

(4) As provided by § 12.1-31 of the Code and Rule 5 VAC 5-20-120, *Procedure before hearing examiners*, of the Commission's Rules of Practice, a Hearing Examiner is appointed to conduct all further proceedings in this matter on behalf of the Commission, including ruling on the Company's Motion for Protective Ruling.

(5) The Commission hereby schedules a telephonic hearing for the receipt of testimony from public witnesses on the Company's Application, as follows:

- (a) A hearing for the receipt of testimony from public witnesses on the Company's Application shall be convened telephonically at 10 a.m., on April 5, 2022, with no public witness present in the Commission's courtroom.<sup>27</sup>
- (b) To promote fairness for all public witnesses, each witness will be allotted five minutes to provide testimony.
- (c) On or before April 1, 2022, any person desiring to offer testimony as a public witness shall provide to the Commission (a) your name, and (b) the telephone number that you wish the Commission to call during the hearing to receive your testimony. This information may be provided to the Commission in three ways: (i) by filling out a form on the Commission's website at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting); (ii) by completing and emailing the PDF version of this form to [SCCInfo@scc.virginia.gov](mailto:SCCInfo@scc.virginia.gov); or (iii) by calling (804) 371-9141.
- (d) Beginning at 10 a.m. on April 5, 2022, the Commission will telephone sequentially each person who has signed up to testify as provided above.
- (e) This public witness hearing will be webcast at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting).

(6) A public evidentiary hearing on the Application shall be convened at 10 a.m., on April 6, 2022, either in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, or by electronic means, to receive testimony

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<sup>27</sup> The Commission will convene counsel of record in this proceeding to attend the public witness hearing virtually.

and evidence offered by the Company, respondents, and the Staff on the Application. Further details on this hearing will be provided by subsequent Commission Order or Hearing Examiner's Ruling.

(7) An electronic copy of the public version of the Company's Application may be obtained by submitting a written request to counsel for the Company, Lisa R. Crabtree, Esquire, McGuireWoods LLP, Gateway Plaza, 800 East Canal Street, Richmond, Virginia 23219, or [lcrabtree@mcguirewoods.com](mailto:lcrabtree@mcguirewoods.com). Interested persons also may download unofficial copies of the public version of the Application and other documents filed in this case from the Commission's website: [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

(8) On or before November 30, 2021, the Company shall cause the following notice to be published as display advertising (not classified) on one (1) occasion in newspapers of general circulation throughout the Company's service territory within Virginia:

NOTICE TO THE PUBLIC OF AN APPLICATION BY  
VIRGINIA ELECTRIC AND POWER COMPANY FOR  
REVISION OF RATE ADJUSTMENT CLAUSE: RIDER BW,  
BRUNSWICK COUNTY POWER STATION,  
FOR THE RATE YEARS COMMENCING  
SEPTEMBER 1, 2022, AND SEPTEMBER 1, 2023  
CASE NO. PUR-2021-00239

- Virginia Electric and Power Company ("Dominion") has applied for approval to revise its rate adjustment clause Rider BW.
- In this case, Dominion has asked the State Corporation Commission ("Commission") to approve Rider BW for a rate year beginning September 1, 2022, and ending August 31, 2023 ("2022 Rate Year"), and for a rate year beginning September 1, 2023, and ending August 31, 2024 ("2023 Rate Year").
- Dominion requests a total revenue requirement of \$144,658,000 for the 2022 Rate Year, which would increase the monthly bill of a residential customer using 1,000 kilowatt hours per month by approximately \$0.70, and requests a total revenue requirement of \$120,394,000 for the 2023 Rate Year, which would decrease the monthly bill of a residential customer using 1,000 kilowatt hours per month by approximately \$0.45, compared to the 2022 Rate Year.
- A Hearing Examiner appointed by the Commission will hold a telephonic hearing in this case on April 5, 2022, at 10 a.m., for the receipt of public witness testimony.
- An evidentiary hearing will be held on April 6, 2022, at 10 a.m., either in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, or by electronic means. Further details on this hearing will be provided by subsequent Commission Order or Hearing Examiner's Ruling.
- Further information about this case is available on the SCC website at: [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

On October 5, 2021, pursuant to § 56-585.1 A 6 of the Code of Virginia ("Code") and the State Corporation Commission's ("Commission") Final Order in Case No. PUR-2020-00230, Virginia Electric and Power Company ("Dominion" or

"Company") filed with the Commission its biennial update with respect to the Company's rate adjustment clause Rider BW ("Application"). Through its Application, the Company seeks to recover costs associated with the Brunswick County Power Station, a 1,358 megawatt (nominal) natural gas-fired combined-cycle electric generating facility, as well as the related transmission interconnection facilities, in Brunswick County, Virginia ("Project").

The Company states that in Case No. PUE-2012-00128, the Commission approved construction of the Project. Dominion further states that in conjunction therewith, the Commission also approved a rate adjustment clause, designated Rider BW, which allowed the Company to recover costs associated with developing the Project. The Company represents that it has annually updated its Rider BW rate adjustment clause. Dominion states that in an effort to reduce the administrative burden of annual rider filings, the Company proposes a biennial filing approach for Rider BW, which includes two consecutive rate year revenue requirements.

In this proceeding, Dominion has asked the Commission to approve Rider BW for a rate year beginning September 1, 2022, and ending August 31, 2023 ("2022 Rate Year"), and a rate year beginning September 1, 2023, and ending August 31, 2024 ("2023 Rate Year"). The Company states that the two key components of the proposed 2022 Rate Year revenue requirement are the Projected Cost Recovery Factor and the Actual Cost True-Up Factor. Dominion further states that the 2023 Rate Year revenue requirement comprises only the Projected Cost Recovery Factor.

For the 2022 Rate Year, the Company requests a Projected Cost Recovery Factor revenue requirement of \$130,992,000 and an Actual Cost True-Up Factor revenue requirement of \$13,666,000. For the 2023 Rate Year, Dominion requests a Projected Cost Recovery Factor revenue requirement of \$120,394,000. The Company therefore requests a total revenue requirement of \$144,658,000 for the 2022 Rate Year and a total revenue requirement of \$120,394,000 for the 2023 Rate Year. Dominion requests a rate effective date for usage on and after the latter of September 1, 2022, for the 2022 Rate Year, or the first day of the month that is at least 15 days following the date of any Commission order approving Rider BW. Dominion further requests a rate effective date for usage on and after September 1, 2023, for the 2023 Rate Year.

For purposes of calculating the revenue requirements in this case, Dominion utilized an enhanced rate of return on common equity ("ROE") of 10.2%. This includes a general ROE of 9.2%, which the Commission approved in Case No. PUR-2019-00050, plus a 100 basis points enhanced return, as provided for in Code § 56-585.1 A 6, for a combined-cycle electric generation facility.

If the proposed Rider BW for the 2022 Rate Year and 2023 Rate Year is approved, the impact on customer bills would depend on the customer's rate schedule and usage. According to Dominion, implementation of its proposed Rider BW on September 1, 2022, for the 2022 Rate Year, would increase the monthly bill of a residential customer using 1,000 kilowatt hours per month by approximately \$0.70. Additionally, the Company represents that implementation of its proposed Rider BW on September 1, 2023, for the 2023 Rate Year, would decrease the monthly bill of a residential customer using 1,000 kilowatt hours per month by approximately \$0.45, compared to the 2022 Rate Year.

Interested persons are encouraged to review the Application and supporting documents for the details of these and other proposals.

TAKE NOTICE that the Commission may apportion revenues among customer classes and/or design rates in a manner differing from that shown in the Application and supporting documents and thus may adopt rates that differ from those appearing in the Company's Application and supporting documents.

The Commission has taken judicial notice of the ongoing public health issues related to the spread of the coronavirus, or COVID-19. In accordance therewith, all pleadings, briefs or other documents required to be served in this matter shall be submitted electronically to the extent authorized by 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice and Procedure ("Rules of Practice"). Confidential and Extraordinarily Sensitive Information shall not be submitted electronically and should comply with 5 VAC 5-20-170, *Confidential information*, of the Rules of Practice. Any person seeking to hand deliver and physically file or submit any pleading or other document shall contact the Clerk's Office Document Control Center at (804) 371-9838 to arrange the delivery.

Pursuant to 5 VAC 5-20-140, *Filing and service*, of the Commission's Rules of Practice, the Commission has directed that service on parties and the Commission's Staff in this matter shall be accomplished by electronic means. Please refer to the Commission's Order for Notice and Hearing for further instructions concerning Confidential or Extraordinarily Sensitive Information.

The Commission entered an Order for Notice and Hearing that, among other things, scheduled public hearings on Dominion's Application. On April 5, 2022, at 10 a.m., a Hearing Examiner appointed by the Commission will hold a telephonic hearing for the purpose of receiving the testimony of public witnesses, with no public witness present in the Commission's courtroom. On or before April 1, 2022, any person desiring to offer testimony as a public witness shall provide to the Commission (a) your name, and (b) the telephone number that you wish the Commission to call during the hearing to receive your testimony. This information may be provided to the Commission in three ways: (i) by filling out a form on the Commission's website at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting); (ii) by completing and emailing the PDF version of this form to [SCCInfo@scc.virginia.gov](mailto:SCCInfo@scc.virginia.gov); or (iii) by calling (804) 371-9141. This public witness hearing will be webcast at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting).

On April 6, 2022, at 10 a.m., either in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, or by electronic means, a Hearing Examiner appointed by the Commission will convene a hearing to receive testimony and evidence offered by the Company, any respondents, and the Commission's Staff on the Company's Application. Further details on this hearing will be provided by subsequent Commission Order or Hearing Examiner's Ruling.

An electronic copy of the public version of the Company's Application may be obtained by submitting a written request to counsel for the Company, Lisa R. Crabtree, Esquire, McGuireWoods LLP, Gateway Plaza, 800 East Canal Street, Richmond, Virginia 23219, or [lcrabtree@mcguirewoods.com](mailto:lcrabtree@mcguirewoods.com). Interested persons also may download unofficial copies from the Commission's website: [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

On or before March 31, 2022, any interested person may submit comments on the Application electronically by following the instructions on the Commission's website: [scc.virginia.gov/casecomments/Submit-Public-Comments](http://scc.virginia.gov/casecomments/Submit-Public-Comments). Those unable, as a practical matter, to submit comments electronically may file such comments by U.S. mail to the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. All comments shall refer to Case No. PUR-2021-00239.

On or before January 7, 2022, any person or entity wishing to participate as a respondent in this proceeding may do so by filing a notice of participation with the Clerk of the Commission at: [scc.virginia.gov/clk/efiling](http://scc.virginia.gov/clk/efiling). Those unable, as a practical matter, to file a notice of participation electronically may file such notice by U.S. mail to the Clerk of the Commission at the address listed above. Such notice of participation shall include the email addresses of such parties or their counsel, if available. A copy of the notice of participation as a respondent also must be sent to counsel for the Company. Pursuant to 5 VAC 5-20-80 B, *Participation as a respondent*, of the Commission's Rules of Practice, any notice of participation shall set forth: (i) a precise statement of the interest of the respondent; (ii) a statement of the specific action sought to the extent then known; and (iii) the factual and legal basis for the action. Any organization, corporation or government body participating as a respondent must be represented by counsel as required by 5 VAC 5-20-30, *Counsel*, of the Rules of Practice. All filings shall refer to Case No. PUR-2021-00239.

On or before February 4, 2022, each respondent may file with the Clerk of the Commission, at [scc.virginia.gov/clk/efiling](http://scc.virginia.gov/clk/efiling), any testimony and exhibits by which the respondent expects to establish its case. Any respondent unable, as a practical matter, to file testimony and exhibits electronically may file such by U.S. mail to the Clerk of the Commission at the address listed above. Each witness's testimony shall include a summary not to exceed one page. All testimony and exhibits shall be served on the Staff, the Company, and all other respondents simultaneous with its filing. In all filings, the respondent shall comply with the Rules of Practice, including 5 VAC 5-20-140, *Filing and service*, and 5 VAC 5-20-240, *Prepared testimony and exhibits*. All filings shall refer to Case No. PUR-2021-00239.

Any documents filed in paper form with the Office of the Clerk of the Commission in this docket may use both sides of the paper. In all other respects, except as modified by the Commission's Order for Notice and Hearing, all filings shall comply fully with the requirements of 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice.

The public version of the Company's Application and other documents filed in this case, the Commission's Rules of Practice, and the Commission's Order for Notice and Hearing may be viewed at: [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

VIRGINIA ELECTRIC AND POWER COMPANY

(9) The Company shall serve each official listed in 20 VAC 5-204-10 J 1 as provided by 20 VAC 5-204-10 J 2.

(10) On or before December 29, 2021, the Company shall file proof of the notice and service required by Ordering Paragraphs (8) and (9), including the name, title, address and electronic mail address (if applicable) of each official served, with the Clerk of the State Corporation Commission by filing electronically at [scc.virginia.gov/clk/efiling/](http://scc.virginia.gov/clk/efiling/).

(11) On or before March 31, 2022, any interested person may submit written comments on the Application by following the instructions found on the Commission's website: [scc.virginia.gov/casecomments/Submit-Public-Comments](http://scc.virginia.gov/casecomments/Submit-Public-Comments). Those unable, as a practical matter, to submit comments electronically may file such comments by U.S. mail to the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. All comments shall refer to Case No. PUR-2021-00239.

(12) On or before January 7, 2022, any person or entity wishing to participate as a respondent in this proceeding may do so by filing a notice of participation at [scc.virginia.gov/clk/efiling](http://scc.virginia.gov/clk/efiling). Those unable, as a practical matter, to file a notice of participation electronically may file such notice by U.S. mail to the Clerk of the Commission at the address

listed in Ordering Paragraph (11). Such notice of participation shall include the email addresses of such parties or their counsel, if available. The respondent simultaneously shall serve a copy of the notice of participation on counsel to the Company. Pursuant to 5 VAC 5-20-80 B,

*Participation as a respondent*, of the Rules of Practice, any notice of participation shall set forth:

(i) a precise statement of the interest of the respondent; (ii) a statement of the specific action sought to the extent then known; and (iii) the factual and legal basis for the action. Any organization, corporation, or government body participating as a respondent must be represented by counsel as required by 5 VAC 5-20-30, *Counsel*, of the Rules of Practice. All filings shall refer to Case No. PUR-2021-00239.

(13) Within three (3) business days of receipt of a notice of participation as a respondent, the Company shall serve a copy of the public version of its Application on the respondent.

(14) On or before February 4, 2022, each respondent may file with the Clerk of the Commission, at [scc.virginia.gov/clk/efiling](https://scc.virginia.gov/clk/efiling), any testimony and exhibits by which the respondent expects to establish its case. Any respondent unable, as a practical matter, to file testimony and exhibits electronically may file such by U.S. mail to the Clerk of the Commission at the address listed in Ordering Paragraph (11). Each witness's testimony shall include a summary not to exceed one page. All testimony and exhibits shall be served on the Staff, the Company, and all other respondents simultaneous with its filing. In all filings, the respondent shall comply with the Rules of Practice, as modified herein, including, but not limited to: 5 VAC 5-20-140, *Filing and service*, and 5 VAC 5-20-240, *Prepared testimony and exhibits*. All filings shall refer to Case No. PUR-2021-00239.

(15) On or before March 4, 2022, the Staff shall investigate the Application and file with the Clerk of the Commission its testimony and exhibits concerning the Application, and each

Staff witness's testimony shall include a summary not to exceed one page. A copy thereof shall be served on counsel to the Company and all respondents.

(16) On or before March 18, 2022, Dominion shall file with the Clerk of the Commission any rebuttal testimony and exhibits that it expects to offer, and each rebuttal witness's testimony shall include a summary not to exceed one page. The Company shall serve a copy of its rebuttal testimony and exhibits on the Staff and all respondents.

(17) Any documents filed in paper form with the Office of the Clerk of the Commission in this docket may use both sides of the paper. In all other respects, except as modified herein, all filings shall comply fully with the requirements of 5 VAC 5-20-150, *Copies and format*, of the Rules of Practice.

(18) Rule of Practice 5 VAC 5-20-260, *Interrogatories to parties or requests for production of documents and things*, shall be modified for this proceeding as follows: responses and objections to written interrogatories and requests for production of documents shall be served within seven (7) calendar days after receipt of the same. In addition to the service requirements of 5 VAC 5-20-260 of the Rules of Practice, on the day that copies are filed with the Clerk of the Commission, a copy of the interrogatory or request for production shall be served electronically on the party to whom the interrogatory or request for production is directed or the assigned Staff attorney, if the interrogatory or request for production is directed to the Staff.<sup>28</sup> Except as modified herein, discovery shall be in accordance with Part IV of the Rules of Practice, 5 VAC 5-20-240 *et seq.*

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<sup>28</sup> The assigned Staff attorney is identified on the Commission's website, [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information), by clicking "Docket Search," then clicking "Search by Case Information," and entering the case number, PUR-2021-00239, in the appropriate box.

(19) For purposes of making the Application complete and commencing this proceeding, the Company's request for waiver, in part, of the requirements of Rule 60 and Rule 90 of the Rate Case Rules with respect to filing certain Schedule 46 materials is granted as set forth herein.

(20) Dominion shall file with the Clerk of the Commission one (1) hard copy and three (3) electronic copies on compact discs of the documentation required by the Rate Case Rules for Schedule 46(c)(1)(iii) within twenty-one (21) calendar days from the date of this Order.

(21) This matter is continued.

A COPY hereof shall be sent electronically by the Clerk of the Commission to all persons on the official Service List in this matter. The Service List is available from the Clerk of the Commission.